

Regular Session, 2012

SENATE BILL NO. 37

BY SENATOR GUILLORY

SHERIFFS. Provides for surviving spouse annuities. (6/30/12)

1 AN ACT

2 To enact R.S. 11:2178.1(C)(9)(c), relative to the Sheriffs' Pension and Relief Fund; to
3 provide for surviving spouse annuities; to provide for an effective date; and to
4 provide for related matters.

5 Notice of intention to introduce this Act has been published.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 11:2178.1(C)(9)(c) is hereby enacted to read as follows:

8 §2178.1. Back-Deferred Retirement Option Plan

9 * * *

10 C. The member's Back-DROP monthly benefit accrual shall be calculated
11 based on the provisions applicable for service retirement set forth in R.S.
12 11:2178(C), subject to the following conditions:

13 * * *

14 (9) * * *

15 (c) In the event a member who elects to defer receipt of all or part of the
16 lump-sum Back-DROP payment predeceases his spouse, the surviving spouse
17 may make a one-time, irrevocable election to have all or a part of the lump-sum

Back-DROP benefit paid as an annuity at a rate equal to seventy-five percent of the interest rate available to retirees and subject to such other conditions as the board of trustees may approve. Surviving spouses with Back-DROP funds on deposit with the pension fund as of July 1, 2012, shall have until June 30, 2013, to make this election. For those Back-DROP participants who die on or after July 1, 2012, their surviving spouses shall have ninety days from the date of the retiree's death to make this election.

* * *

Section 2. This Act shall become effective on June 30, 2012; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on June 30, 2012, or on the day following such approval by the legislature, whichever is later.

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Laura Gail Sullivan.

DIGEST

Proposed law allows a surviving spouse of a Back-DROP participant who elected to defer receipt of all or part of a lump-sum Back-DROP payment to make a one-time, irrevocable election to have all or a part of the lump-sum Back-DROP benefit paid as an annuity at a rate equal to 75% of the interest rate available to retirees and subject to such other conditions as the board of trustees may approve. Provides that surviving spouses with Back-DROP funds on deposit with the pension fund as of July 1, 2012, shall have until June 30, 2013, to make this election. Further provides that, for those Back-DROP participants who die on or after July 1, 2012, their surviving spouses shall have 90 days from the date of the retiree's death to make this election.

Effective June 30, 2012.

(Adds R.S. 11:2178.1(C)(9)(c))